

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Andhra Pradesh Medical & Health Services – Dr.N.Bhaskara Rao, Additional Director (Malaria & Filariasis) (now retired), Office of the Director of Health, Hyderabad - Departmental Proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Articles of charges - Issued.

HEALTH, MEDICAL AND FAMILY WELFARE (VC.II.2) DEPARTMENT

G.O.Rt.No.1573

Dated: 15-10-2008

Read :

G.O.Ms.No.376, H.M & F.W (VC.II.2) Dept., dated 15.10.2008.

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ORDER:

It is proposed to hold an enquiry against Dr. N. Bhaskara Rao, Additional Director (Malaria & Filariasis) (now retired), Office of the Director of Health, Hyderabad in accordance with the procedure laid down under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The Substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure -I). A list of documents by which and list of witness by whom the articles of charges are proposed to be sustained are also enclosed in (Annexure-II, III & IV).

3. Dr. N. Bhaskara Rao, Additional Director (Malaria & Filariasis) (now retired), Office of the Director of Health, Hyderabad is directed to submit within (15) days of the receipt of this order the written statement of his defence.

4. Dr. N. Bhaskara Rao, Additional Director (Malaria & Filariasis) (now retired), Office of the Director of Health, Hyderabad is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. She should therefore, specifically admit or deny each article of charges.

5. Dr. N. Bhaskara Rao, Additional Director (Malaria & Filariasis) (now retired), Office of the Director of Health, Hyderabad is further informed that if she does not submit his written statement of defence on or before the date specified in Para-3 above, further action will be processed based on the material available.

6. Dr. N. Bhaskara Rao, Additional Director (Malaria & Filariasis) (now retired), Office of the Director of Health, Hyderabad is invited to rule 24 of the Andhra Pradesh Civil Services (conduct) Rules, 1964 under which no Government, servant shall bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings. It will be presumed that Dr. N. Bhaskara Rao,

(P.T.O.)

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Additional Director (Malaria & Filariasis) (now retired), Office of the Director of Health, Hyderabad is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**DR. VIJAY KUMAR
EX-OFFICIO SECRETARY TO GOVERNMENT**

To
Dr. N. Bhaskara Rao, Additional Director (Malaria & Filariasis)
(now retired), Office of the Director of Health, Hyderabad
through Director of Health, A.P. Hyderabad.
(2 copies for service and return)
The Director of Health, A.P. Hyderabad.
SF/SC

//FORWARDED:: BY ORDER//

SECTION OFFICER

(Contd.. for Annexures)

ANNEXURE – I to G.O.Rt.No. _____, H.M & F.W (VC.II.2) Department,
Dated: 15. 10. 2008.

DRAFT ARTICLES OF CHARGES FRAMED AGAINST DR.N. BHASKAR RAO, ADDITIONAL DIRECTOR OF HEALTH (MALARIA & FILARIA) OFFICE OF THE DIRECTOR OF HEALTH, A.P. HYDERABAD (NOW RETIRED).

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ARTICLE-I: That the said Dr. N. Bhaskar Rao, while working as Additional Director (Malaria & Filaria) Office of the Director of Health, A.P. Hyderabad (now retired) being a Programme Officer has not properly watched the relay of TV Spells on J.E. and Dengue (Malaria & Filaria) on Doordarshan-8 and he has not entrusted the same to his subordinate officers. Thereby he failed to maintain absolute integrity, discipline and devotion to duty and exhibited behaviour unbecoming of a Government Servant and violated Rule-3 of A.P. Civil Service (Conduct) Rules, 1964.

ARTICLE-I: That the said Dr. N. Bhaskar Rao, while working as Additional Director (Malaria & Filaria) Office of the Director of Health, A.P. Hyderabad (now retired) being a Programme Officer has not verified the authenticity of the Telecast Certificates submitted by M/s. Manikanta Arts Creations, Hyderabad which resulted in excess payment to the tune of Rs.12,56,280/- paid to M/s. Manikanta Arts Creations, Hyderabad. Thereby he failed to maintain absolute integrity, discipline and devotion to duty and exhibited behaviour unbecoming of a Government Servant and violated Rule-3 of A.P. Civil Service (Conduct) Rules, 1964.

DR. VIJAY KUMAR
EX-OFFICIO SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II to G.O.Rt.No. _____, H.M & F.W (VC.II.2) Department,
Dated: 15. 10. 2008.

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST DR. N. BHASKAR RAO, ADDITIONAL DIRECTOR OF HEALTH (MALARIA & FILARIA) OFFICE OF THE DIRECTOR OF HEALTH, A.P. HYDERABAD (NOW RETIRED).

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The Director of Health, A.P. Hyderabad has placed the orders on M/s. Manikanta Arts Creations, Hyderabad on the offer made by the Agency during February, 2006 for getting telecast Advertisement on Vector Borne Diseases on Doordarshan-1 (DD-1) @ Rs.10,000 per 10" Seconds plus service tax @ 10.2% between 3.00 PM and 7.00 PM for telecast of 31 spots, each of 60" Seconds duration on Vector Borne Disease Dengue and Japanese Encephalitis (JE). Subsequently, M/s.Manikanta Arts Creations, Hyderabad has communicated the schedule to be telecast on DD-1 from 18.02.2006 to 7.03.2006. M/s. Manikanta Arts Creations, Hyderabad had claimed to have got 31 spots telecast and preferred bills for an amount of Rs.20.49 lakh {31xRs.60,000= Rs.18,60,000 + service tax Rs.1,89,720 (10.2%) = Rs.20,49,720} supported by copies of telecast certificate issued by Doordarshan Kendra (DDK) addressed to M/s. Techno Mark, Bangalore.

2. During the course of audit of the accounts of Additional Director of Health (Malaria & Filaria), Hyderabad in May, 2006, audit observed a discrepancy in the telecast certificate which indicated that the Spots were telecast in DD-8 whereas the timing 3.00 PM to 8.00 PM related to DD-1 only. As a result, there was an excess payment was made to the tune of Rs.12.56 lakh corresponding to 19 spots as the transmission certificates were found to be false.

3. In view of the discrepancy, the Director of Health, Hyderabad has sent the said certificate to the Director, Doordarshan Kendra, Hyderabad for verification and correctness of the certificates. Subsequently, the Director, Doordarshan Kendra, Hyderabad confirmed that out of 31 spots, only 12 were stated to have been telecast during the period from 18.02.2006 and that the telecast certificates submitted by the agency M/s. Manikanta Arts Creations, Hyderabad were fake.

4. Finally, the excess payment of Rs.12,56,280/- has been recovered from M/s. Manikanta Arts Creations, Hyderabad.

5. As such, Dr. N. Bhaskar Rao, Additional Director (Malaria & Filaria) Office of the Director of Health, A.P. Hyderabad (now retired) being a Programme Officer at that time has not properly watched the relay of TV Spells on Japanese Encephalitis and Dengue (Malaria & Filaria) on Doordarshan-8 or he has not entrusted the same to his subordinate officer. He has also not verified the authenticity of the Telecast Certificate submitted by M/s. Manikanta Arts Creations, Hyderabad which resulted in excess payment to the tune of Rs.12,56,280/- paid to M/s. Manikanta Arts Creations, Hyderabad and while the loss has been made good, but the public at large was deprived of the awareness against the Vector Borne disease which the department had sought to create through the media (TV) fully, during the desired period.

Thus, he is liable for disciplinary action.

DR. VIJAY KUMAR
EX-OFFICIO SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III to G.O.Rt.No. _____, H.M & F.W (VC.II.2) Department,
Dated: 15. 10. 2008.

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST DR. N. BHASKAR RAO, ADDITIONAL DIRECTOR OF HEALTH (MALARIA & FILARIA) OFFICE OF THE DIRECTOR OF HEALTH, A.P. HYDERABAD (NOW RETIRED).

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1. Letter dt.4.02.2006 from Sri DVV Said Kumar, Producer, Manikanta Arts Creation, Hyderabad addressed to the Director of Health, A.P. Hyderabad.
2. Rc.No.Spl.Mal/06, dt.16.02.2006 of the Director of Health, A.P. Hyderabad.
3. Letter dt.17.02.2006 & 10.03.2006 from Sri DVV Said Kumar, Producer, Manikanta Arts Creation, Hyderabad addressed to the Director of Health, A.P. Hyderabad.
4. Procdgs. Rc.No.Spl/Mal/06, dt.13.03.2006 of the Director of Health, A.P. Hyderabad.
5. Telecast Certificate issued by Sri M.V. Vara Prasad, Programme Executive, Prasarbharathi, Doordarshan Kendra, Hyderabad, dt.20.02.06, 21.02.06, 22.02.06, 23.02.06, 24.02.06, 27.02.06, 27.02.06, 28.02.06, 03.03.06, 06.03.06, 07.03.06, 08.03.2006 addressed to M/s. Techno Mark, Bangalore.
6. Letter No.TVH/Comm1/05-06, dt.14.07.2006 of Dr. P. Madhusudhana Rao, Station Director, Prasara Bharathi, Doordarshan Kendra, Hyderabad.
7. Rc.No.6683/Lep.A/Eng./08, dt.1.05.2008 of Dr. M. Madhara Rao, Additional Director of Health (Leprosy), Office of the Director of Health, A.P. Hyderabad and Enquiry Officer.

DR. VIJAY KUMAR
EX-OFFICIO SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE -IV to G.O.Rt.No. _____, H.M & F.W (VC.II.2) Department,
Dated: 15. 10. 2008.

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST DR. N. BHASKAR RAO, ADDITIONAL DIRECTOR OF HEALTH (MALARIA & FILARIA) OFFICE OF THE DIRECTOR OF HEALTH, A.P. HYDERABAD (NOW RETIRED).

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1. Audit Party.
2. Dr. M. Madhava Rao, Additional Director of Health (Leprosy), Office of the Director of Health, A.P. Hyderabad and Enquiry Officer.

DR. VIJAY KUMAR
EX-OFFICIO SECRETARY TO GOVERNMENT

SECTION OFFICER